



CANNON BUILDING
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STATE OF DELAWARE
BOARD OF COSMETOLOGY AND BARBERING

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PUBLIC MEETING MINUTES:	Board of Cosmetology and Barbering
MEETING DATE AND TIME:	Monday, February 29, 2016 at 9:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , Second Floor of the Cannon Building
MINUTES APPROVED:	Approved March 28, 2016

MEMBERS PRESENT

Kathleen Sherwin, Public Member
Gina Marsilli, Professional Member
Derrick Reed, Professional Member
Hillary Reid, Professional Member
Sherry Wilkins, Public Member
Linda Wilson, Professional Member
Gregory Meyers, Professional Member

MEMBERS ABSENT

Albert Niezgoda, Professional Member
Lauren Pressey, Professional Member
Vic Kennedy, Public Member
Domonique Vicks, Professional Member
Tien Le, Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Eileen Kelly, Deputy Attorney General
Melanie Alexander, Administrative Specialist II

OTHERS PRESENT

Reilee Shockley
Jabar Wilson
Sean McCaffrey
Nicole Cebala
Kevin McHualt
Kelly Mullins

CALL TO ORDER

Mr. Reed called the meeting to order at 09:39 a.m.

REVIEW OF MINUTES

A motion was made by Ms. Wilson, second by Ms. Wilkins, to approve the February 8, 2016 meeting minutes as written. The motion carried unanimously.

UNFINISHED BUSINESS

Proposal to Deny Hearing- Sean McCaffrey

Ms. Kelly called the hearing to order at 09:40 and stated that today's hearing was a result of the Board proposing to deny the Barber application of Sean McCaffrey. Ms. Kelly entered as Board exhibit #1 the Mr. McCaffrey's application and supporting documents. The Board members were introduced and Mr. McCaffrey was sworn in at 9:43a.

Mr. McCaffrey stated it has been 5 years since he has been in any kind of trouble and that his probation ends in 13 days. He does not believe those 13 days should keep him from being licensed. He became a Barber to set himself apart from the guy he was before. He stated he is fighting to be a professional, something he was told he could never be. He also stated that he barely made it through High School however he passed both his practical and theory exams on the first try.

The Board went into deliberations at 9:50a. Ms. Kelly advised them that they must decide whether Mr. McCaffrey can practice professionally and competently without posing a risk to the public.

A motion was made by Ms. Sherwin, seconded by Ms. Le, to grant the waiver and issue the license in 13 days after Mr. McCaffrey sends in a letter from PA probation stating he has completed his probation. The motion carried unanimously.

The meeting went off record and adjourned at 09:51a. Verbatim testimony is available via audio recording.

Proposal to Deny Hearing- Jabar Wilson

Ms. Kelly called the hearing to order at 09:52a and stated that today's hearing was a result of the Board proposing to deny the Barber Apprentice application of Jabar Wilson. Ms. Kelly entered as Board exhibit #1 the Mr. Wilson's application and supporting documents. The Board members were introduced and Mr. Wilson was sworn in at 9:55a.

Mr. Wilson stated that he was convicted in 2001, and released in 2003 so it has been 15 years since he has been in any trouble. He also explained that the army over looked his conviction and allowed him to deploy to Iraq in 2005. He explained that he is married with 5 children, and has a consistent work history. He said he started out cutting his friends hair in the bathroom in school when he was just a kid. He made a mistake hanging out with the wrong crowd and committed a robbery with them, but has not been in trouble since then. He would like the opportunity to start his apprenticeship so he can become a barber like he has always wanted to do.

The Board went into deliberations at 10:02a. Ms. Kelly advised them that they must decide whether Mr. Wilson can practice professionally and competently without posing a risk to the public.

A motion was made by Mr. Meyers, seconded by Ms. Marsilii, to grant the waiver and issue the apprentice license to Mr. Wilson. Derrick Reed recused himself. The motion carried unanimously.

The meeting went off record and adjourned at 10:03a. Verbatim testimony is available via audio recording.

Proposal to Deny Hearing- Kelly Mullins

Ms. Kelly called the hearing to order at 10:07a and stated that today's hearing was a result of the Board proposing to deny the Aesthetician application of Kelly Mullins. Ms. Kelly entered as Board exhibit #1 the Ms. Mullins application and supporting documents, and Board exhibit #2 a series of letters of support for Ms. Mullins. The Board members were introduced and Ms. Mullins was sworn in at 10:11a.

Ms. Mullins started by thanking the Board for giving her the opportunity to speak to them. She then stated that during the entire experience due to the charges and fallout and what it has done to her life she has learned more from all of that than in her entire 55 years of living. She said it has affected not only her but her family, her children and her entire life. Ms. Mullins also said she completed probation and TASK, with weekly urines. She said this has taken away her dignity and respect, and she just wants to build it all back up and move forward with her life, and not dwell on the mistakes she made, and just overcome them. Ms. Mullins said she had a drug problem and has been in treatment and continues to go to meetings and will probably go for the rest of her life because they help her stay on track. She does not think she will fall backward because it has had a profound effect on every aspect of her life.

The Board went into deliberations at 10:23a. Ms. Kelly advised them that they must decide whether Ms. Mullins can practice professionally and competently without posing a risk to the public.

A motion was made by Ms. Wilson, seconded by Mr. Meyers, to grant the waiver and issue the Aesthetician license to Ms. Mullin. The motion carried unanimously.

The meeting went off record and adjourned at 10:25a. Verbatim testimony is available via audio recording.

Review of Apprentice Curriculum and Review of Proposed Theory Topics for Merged Instruction Programs

Ms. Kelly stated that she is still working on putting together the regulations, and that she will discuss this further at the next meeting.

NEW BUSINESS

Ratification of Applications

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Aesthetician applications of: Rachael Brannon and Brittany L. Davis. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Barber/Master Barber applications of: Jose R. Barreto Cruz, Daryl Smith, Anthony M. Vander Meulen, and Anthony J. Solomon. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Cosmetologist applications of: Leticia Sanchez, Brittany A. Alvarez, Angela D. Givens, Annette L. Cooke, Eileen E. Harris, Hang P. Mai, Herminia Granado, Lisa Anne M. Carmichael, Saroeun Keo, Sol N. Vargas, Heidy Juarbe Vazquez, Sharon Tolbert, Emily M. Sakers, Mary F. Aiello, Breanna Venables, Brennah T. Everett, Danielle Bordley, Antonio Esquivel, Rosario Franzone, Kalie Cooper, Katherine F. McDermott, Brooke E. Carney, Leigh McIlvain, Angela C. McCreary, Kaleigh A. Scheeler, Alyssa D. Hulsey, Meghann E. Timney, Alexis Swanson, Emily N. Rupert, Elizabeth A. Kessler, Phu Nguyen, Rosa M. Sciarrino, Samantha R. Nieto, Jasmine S. Morgan, Alexis M. Pecore, Megan A. Leslie, and Kristina D. Tallent. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Cosmetology Instructor applications of: Amanda E. Brown, Alexis M. Meloro, Tina M. Sexton, and Alexis M. Meloro. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Nail Technician applications of: Lieu N. Ho, Tammy N. Huynh, Dimple V. Patel, Jackson Luu, Kevin H. Nguyen, Linh T. Nguyen, Lay Houy Kim, Ngoan T. Ngo, Yen T. Medford, Hai V. Trinh, Powen Cheng, and Ngan T. Do. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Cosmetology/Barbering Establishments & Schools applications of: Dawn Career Institute, LLC, Simply Hair, Heather's Holistic Health, Super Nails and Spa, Official Kutz & Stylz, Dominican Style, Peluqueria Stylos, LLC, Megan's Nail Salon, Kim's Nails, Inc., Shanelle's Hair Influence, Hair Trendz LLC, Tammy's Nails, The Skin Studio, Heavy Hitters Barber Shop, Kim's Hair Creations, Yorklyn Barbershop, and NT's Nail & Spa. The motion carried unanimously.

Review of Reciprocity and Apprentice Applications

A motion was made by Ms. Sherwin, seconded by Ms. Marsilii, to propose to deny the application of Dung Nguyen for fraudulent application documents. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the reciprocity apprentice applications of: Kim Huynh, Euralys Ruiz Morales, Jacqueline Hosteley, and Cuong La. The motion carried unanimously.

A motion was made by Ms. Le, seconded by Mr. Meyers, to propose to deny the application of Mary Nguyen for a deficiency of work experience. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the reciprocity apprentice applications of: Quy Duc Tran, Trang Tran, Agustin Corrales, and Shantel Romeo-Wilkins. The motion carried unanimously.

Review of Shop/Salon Applications

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Shop/Salon/School applications of: Pea and the Pod Chiropractic, PA and Relaxation Nails & Spa LLC. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Shop/Salon/School applications of: Celebrity Styles, Fruitions Concept Studio, and Salon Rispoli, Inc. contingent upon the receipt of new floor plans showing the hand sink. The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Sherwin, to approve the Shop/Salon/School application of: Bellmoor Spa. The motion carried unanimously.

A motion was made by Ms. Le, seconded by Mr. Meyers, to approve the Shop/Salon/School application of: Beauty and the Beach Hair Boutique, contingent upon the receipt of a valid business license. The motion carried unanimously.

A motion was made by Ms. Le, seconded by Mr. Meyers, to approve the Shop/Salon/School applications of: Cropped Salon LLC and KCKR IV, LLC (Sport Clips). The motion carried unanimously.

A motion was made by Mr. Meyers, seconded by Ms. Le, to approve the Shop/Salon/School application of: Paradise Day Spa & Salon, contingent upon the receipt of a valid business license. The motion carried unanimously.

A motion was made by Ms. Wilkins, seconded by Mr. Meyers, to table the Shop/Salon/School application of: Noche Azul Spa, for the hand sink not being centrally located. The motion carried unanimously.

Review of Applications by the DAG

A motion was made by Mr. Meyers, seconded by Ms. Wilkins to table the application of Nicole Antenucci pending the outcome of the pending charges. The motion carried unanimously.

A motion was made by Ms. Le, seconded by Mr. Meyers to approve the Cosmetologist application of Jessica Johnson. The motion carried unanimously.

A motion was made by Ms. Le, seconded by Mr. Meyers to approve the Barber Apprentice application of Christopher Filliben. The motion carried unanimously.

MISCELLANEOUS REVIEW & DISCUSSION

A motion was made by Ms. Le, seconded by Mr. Meyers, to table the discussion of the NIC Theory & Practical Exam updates until the March meeting.

Ms. Kelly reviewed the regulations with the Board, she pointed out changes that she was working on so that they could be more easily understood by licensees and the public. She asked that the regulations be reviewed further at the next meeting.

REVIEW AND DISCUSSION OF CONSENT AGREEMENT(S)

CORRESPONDENCE

The Board decided they cannot approve an extension for Carrie Ruark based on her working full time and because she did not request the extension herself.

The Board does not regulate laser services or micro-needling, Tiffany Faraone will need to contact Public Health for assistance with those regulations.

To answer the question submitted by Kaitlin Norris, the Board stated that only a licensed Barber can straight razor on necks, faces, or foreheads for beards and shape ups, according to the regulations a Cosmetologist cannot.

The Board does not regulate LEG (micro therapy); Stephanie Czech will need to contact Public Health for assistance with those regulations.

The Board stated that Pheo Schmidt will need to contact Public Health to find out if she can wax on the main floor instead of a back room.

OTHER BUSINESS BEFORE THE BOARD

Ms. Alexander asked to the Board to review statute 5103 to see if any changes would need to be made to make an exception for volunteers to perform work outside of a licensed shop. The Board will review this statute along with other regulations at the next meeting.

PUBLIC COMMENT

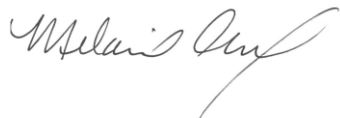
NEXT SCHEDULED MEETING

The next Board meeting will be held on Monday, March 28, 2016 at 9:00 a.m. in conference room A.

ADJOURNMENT

With no further business before the Board, a motion was made by Ms. Le, seconded by Ms. Marsilii, to adjourn the meeting. The motion carried unanimously. The meeting adjourned and went off record at 11:06 a.

Respectfully submitted



Melanie Alexander
Administrative Specialist II